

1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

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5 UNITED STATES OF AMERICA,

6 Plaintiff,

7 vs.

8 BRIAN WRIGHT,

9 Defendant.

2:14-cr-00357-APG-VCF

**ORDER**

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13 Before the Court are Wright's motion to dismiss attorney (ECF No. 362) and motion for copies  
14 (ECF No. 364). Wright filed a notice of appeal with the Ninth Circuit Court of Appeals on April 12, 2017.  
15 (ECF No. 357). "The filing of a notice of appeal is an event of jurisdictional significance—it confers  
16 jurisdiction on the court of appeals and divests the district court of its control over those aspects of the  
17 case involved in the appeal." *Griggs v. Provident Consumer Disc. Co.*, 459 U.S. 56, 58, 103 S. Ct. 400,  
18 74 L.Ed.2d 225 (1982); *see also Dayton Indep. Sch. Dist. v. U.S. Mineral Prods. Co.*, 906 F.2d 1059, 1063  
19 (5th Cir. 1990) ("When one aspect of a case is before the appellate court on interlocutory review, the  
20 district court is divested of jurisdiction over that aspect of the case. A district court does not have the  
21 power to alter the status of the case as it rests before the Court of Appeals.") The district court does not  
22 regain jurisdiction over those issues until the court of appeals issues its mandate. *Id.* After the Ninth  
23 Circuit rules on the pending appeal, Wright may seek leave to file these motions.

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DATED this 1st day of May, 2017.

  
CAM FERENBACH  
UNITED STATES MAGISTRATE JUDGE